

RCE  
JRW

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/814,474
Filing Date	March 31, 2004
First Named Inventor	Sachs, Jeffrey R. et al.
Group Art Unit	2881
Examiner Name	Berman, Jack I.
Attorney Docket Number	21344Y

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply

ii.  Affidavit(s)/Declaration(s)

iii.  Information Disclosure Statement (IDS)

iv.  Return Receipt Postcard (itemized)

v.  Other \_\_\_\_\_

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

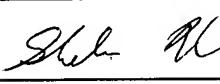
The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-2755

i.  RCE fee required under 37 C.F.R. § 1.17(e) 11/24/2004 EABUBAK1 00000099 132755 10814474

ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:1801 790.00 DA

iii.  Other \_\_\_\_\_

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

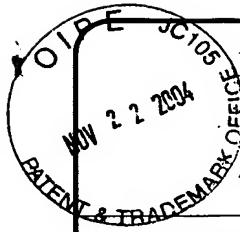
Name (Print/Type)	Sheldon O. Heber	Registration No.	38,179
Signature		Date	November 19, 2004

NOTE: SEND TO MAIL STOP RCE

**CERTIFICATE OF MAILING OR FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Sheldon O. Heber		
Signature		Date	November 19, 2004



# FEE TRANSMITTAL

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT**

\$790

Complete if Known	
Application Number	10/814,474
Filing Date	March 31, 2004
First Named Inventor	Sachs, Jeffrey R. et al.
Examiner Name	Berman, Jack I.
Group Art Unit	2881
Attorney Docket Number	21344Y

## METHOD OF PAYMENT

Deposit Account

Deposit Account Number

13-2755

Deposit Account Name

Merck & Co., Inc.

The Director is authorized to:

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	790	Utility filing fee	
1002	350	Design filing fee	
1004	790	Reissue filing fee	
1005	160	Provisional filing fee	
<b>SUBTOTAL(1)</b>			\$0

### 2. EXTRA CLAIM FEES

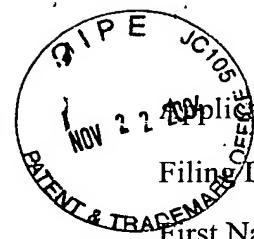
		Extra	Fee from below	Fee Paid
Total Claims		- 20	** = 0	x \$18 = 0
Independent Claims		- 3	** = 0	x \$88 = 0
Multiple Dependent Claims			\$300 =	

\*\*or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Fee Description
1202	18	Claims in excess of 20
1201	88	Independent claims in excess of 3
1203	300	Multiple dependent claim, if not paid
1204	88	**Reissue independent claims over original patent
1205	18	**Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL(2)</b>		

SUBMITTED BY				Complete (if applicable)	
Typed or Printed Name	Sheldon O. Heber			Reg. Number	38,179
Signature		Date	11/19/2004	Deposit Account User ID	

IN DUPLICATE



Application Number: 10/814,474  
Filing Date: 03/31/2004  
First Named Inventor: Sachs, Jeffrey R. et al.  
Group Art Unit: 2881  
Examiner Name: Berman, Jack I.  
Attorney Docket Number: 21344Y

**FIRST CLASS MAIL CERTIFICATE**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450, ON THE DATE APPEARING BELOW.

**MERCK & CO., INC.**

MAILED BY SLH DATE 11/19/2004